



## ORDINANCE

### AUTHORIZING THE POLICE DEPARTMENT TO DONATE LOST OR ABANDONED BICYCLES

#### *CITY OF NASHUA*

*In the Year Two Thousand and Nineteen*

*The City of Nashua ordains* that Part I “Administrative Legislation,” Chapter 55 “Police Department,” Section 55-5 “Disposition of personal property received”, subsection F of the Nashua Revised Ordinances, as amended, be hereby further amended by deleting the struck-through language and adding the new underlined language as follows:

**“55-5. Disposition of personal property received.**

...

F. Bicycles.

- (1) Bicycles lost or abandoned which may come into possession of any member of the Police Department shall be retained for a period of 90 days. Said bicycles shall be delivered to the Chief of Police’s designee, who shall enter or cause to be entered in a record kept by the Department for that purpose, a detailed description of the same, together with the name of the person or persons from whom received, the name of any claimants thereto, the time and date that it was received by the Police Department and the final disposition thereof.
- (2) In the event the bicycle is not claimed by the owner, it shall be returned to the finder if the finder is known. If the finder is not known, the Chief of Police or such person as shall be designated by ~~him~~the Chief shall, in his or her sole discretion, either:
  - (a) sell some or all the bicycles at public auction ~~all bicycles that have been in custody for 90 days.~~ It shall be within the discretion of the Chief of Police whether to hold a public auction at a designated location or by use of an online auction service as referenced in Subsection C. Where not inconsistent with this Subsection F, the

provisions of Subsection C above shall apply; or

(b) donate some or all the bicycles to a charitable organization.

- (3) Proceeds from the sale of unclaimed bicycles will be paid to the City treasury as referenced in Subsection C ~~an account within the Nashua Police Department to support the Department's bicycle safety program, in accordance with RSA 471 C:13.~~

All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

This ordinance shall take effect upon its passage.

**LEGISLATIVE YEAR 2019**

**ORDINANCE:**

**O-19-055**

**PURPOSE:**

**Authorizing the Police Department to donate lost or abandoned bicycles**

**ENDORSER(S):**

**Alderman Richard A. Dowd**

**COMMITTEE  
ASSIGNMENT:**

**FISCAL NOTE:**

Loss of some minimal general revenue, but provides support to charitable organizations and the community.

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**ANALYSIS**

Current NRO 55-5 requires lost or abandoned bicycles to be sold by the Police Department at public auction after being in custody for 90 days. This legislation would give the Police Department the option, in their sole discretion, to either sell a bicycle at public auction, or donate it to a charitable organization.

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**Approved as to form:**

**Office of Corporation Counsel**

**By:**

*Dowdy Clarke*

**Date:**

*17 September 2019*